

2003 DRAFTING REQUEST

Bill

Received: **12/17/2003**

Received By: **mshovers**

Wanted: **As time permits**

Identical to LRB:

For: **Wayne Wood (608) 266-7503**

By/Representing: **Dottie**

This file may be shown to any legislator: **NO**

Drafter: **mshovers**

May Contact:

Addl. Drafters:

Subject: **Counties - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.WoodW@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Authorizing counties to build, furnish, and rent housing facilities to county residents

Instructions:

Based on 2003 SB 333, LRB -3450/1, but housing projects may only be undertaken if funded entirely by gifts to the county or by federal grants.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mshovers 12/17/2003	kfollett 01/07/2004		_____			S&L
/1			rschluet 01/08/2004	_____	Inorthro 01/08/2004		S&L

02/04/2004 12:11:34 PM

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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/2	mshovers 01/27/2004	kfollett 01/28/2004	jfrantze 01/29/2004	_____	sbasford 01/29/2004	mbarman 02/03/2004	S&L
/3	mshovers 02/04/2004	kfollett 02/04/2004	jfrantze 02/04/2004	_____	mbarman 02/04/2004	mbarman 02/04/2004	

FE Sent For:

<END>

↳ At
Intro.

02/03/2004 12:47:41 PM

Page 1

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/?	mshovers 12/17/2003	kfollett 01/07/2004					S&L
/1		13 kji 2/4	rschluet 01/08/2004		lnorthro 01/08/2004		S&L

02/03/2004 12:47:43 PM

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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/2	mshovers 01/27/2004	kfollett 01/28/2004	jfrantze 01/29/2004	_____	sbasford 01/29/2004	mbarman 02/03/2004	

13 MES 2/4/04
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/?	mshovers 12/17/2003	kfollett 01/07/2004					S&L
/1			rschluet 01/08/2004		Inorthro 01/08/2004		S&L

01/29/2004 12:04:34 PM

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/2	mshovers 01/27/2004	kfollett 01/28/2004	jfrantze 01/29/2004	_____	sbasford 01/29/2004		

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/?	mshovers 12/17/2003	kfollett 01/07/2004					S&L
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/1	12 MEs 1/27/04	12 KJF 11/28/04	rschluet 01/08/2004		lnorthro 01/08/2004		
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1/28 1/29

01/08/2004 12:10:46 PM

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1/?	mshovers	1/1 kgf	1/7	1/8			
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FE Sent For:

<END>

Other

2003 - 2004 LEGISLATURE

-3903/1
LRB-84501
MES:kjf:pg

2003 ~~SENATE~~ BILL 333

RMR

December 3, 2003 - Introduced by Senators ROBSON and RISSE, cosponsored by Representatives TOWNS, BERCEAU, MILLER, MUSSEY and YOUNG. Referred to Committee on Economic Development, Job Creation and Housing.

gm

1 AN ACT *to amend* 289.33 (3) (d); and *to create* 59.53 (25) of the statutes;
2 **relating to:** authorizing counties to build, furnish, and rent housing facilities
3 to county residents.

Analysis by the Legislative Reference Bureau

Under current law, any county with a population of at least 500,000 (currently only Milwaukee County) may build, furnish, and rent housing facilities to residents of the county, and may borrow money or accept grants from the federal government for or in support of any such projects. Milwaukee County may also enter into contracts, mortgages, leases, or other agreements that the federal government may require as part of such projects. Current law authorizes Milwaukee County to do anything that is necessary to secure the financial aid of the federal government in any undertaking in this area, including participating in federal housing programs by providing housing subsidies or allowances.

Current law also authorizes any county to create a housing authority, under the same law that may be used by a city, village, or town, and a city, village, town, or county (political subdivision) may prepare, acquire, and operate housing projects that are approved by the local governing body (common council or village, town or county board). Such a housing authority may also borrow money, issue bonds, and acquire real property by eminent domain. A housing authority may also borrow money or accept grants from the federal government for any housing project that the authority undertakes, and may act in other respects as does Milwaukee County in attempting to secure the financial aid and cooperation of the federal government in this area.

SENATE BILL 333

, except that these housing projects may be undertaken only if they are funded entirely by gifts or federal grants.

A housing authority that is created by a political subdivision is a body politic that is an independent entity that is separate and distinct from its creating political subdivision.

Under this bill, any county may, without creating a housing authority, build, furnish, and rent housing facilities to residents of the county and may act in all other respects as Milwaukee County may currently act in the area of housing projects.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 59.53 (25) of the statutes is created to read:

59.53 (25) HOUSING FACILITIES. The board may *undertake projects to* build, furnish, and rent housing

facilities to residents of the county. ~~The board may also borrow money or accept~~

but only if the projects are funded entirely by gifts to the county or by grants from the federal government, for or in aid of any project to build, furnish, and

~~rent such housing facilities, to take over any federal lands, and to such ends enter~~ *the board may*

into contracts, mortgages, trust indentures, leases, or other agreements that the

federal government may require. A board may do anything necessary to secure the

financial aid and the cooperation of the federal government in any undertaking by

the county that is authorized by this subsection, including providing housing

subsidies or allowances by participation in federal government housing programs.

SECTION 2. 289.33 (3) (d) of the statutes is amended to read:

289.33 (3) (d) "Local approval" includes any requirement for a permit, license,

authorization, approval, variance or exception or any restriction, condition of

approval or other restriction, regulation, requirement or prohibition imposed by a

charter ordinance, general ordinance, zoning ordinance, resolution or regulation by

a town, city, village, county or special purpose district, including without limitation

because of enumeration any ordinance, resolution or regulation adopted under s.

59.03 (2), 59.11 (5), 59.42 (1), 59.48, 59.51 (1) and (2), 59.52 (2), (5), (6), (7), (8), (9),

SENATE BILL 333

(11), (12), (13), (15), (16), (17), (18), (19), (20), (21), (22), (23), (24), (25), (26) and (27),
59.53 (1), (2), (3), (4), (5), (7), (8), (9), (11), (12), (13), (14), (15), (19), (20) ~~and~~, (23), and
(25), 59.535 (2), (3) and (4), 59.54 (1), (2), (3), (4), (4m), (5), (6), (7), (8), (10), (11), (12),
(16), (17), (18), (19), (20), (21), (22), (23), (24), (25) and (26), 59.55 (3), (4), (5) and (6),
59.56 (1), (2), (4), (5), (6), (7), (9), (10), (11), (12), (12m), (13) and (16), 59.57 (1), 59.58
(1) and (5), 59.62, 59.69, 59.692, 59.693, 59.696, 59.697, 59.698, 59.70 (1), (2), (3), (5),
(7), (8), (9), (10), (11), (21), (22) and (23), 59.79 (1), (2), (3), (4), (5), (6), (7), (8), (10) and
(11), 59.792 (2) and (3), 59.80, 59.82, 60.10, 60.22, 60.23, 60.54, 60.77, 61.34, 61.35,
61.351, 61.354, 62.11, 62.23, 62.231, 62.234, 66.0101, 66.0415, 87.30, 91.73, 196.58,
200.11 (8), 236.45, 281.43 or 349.16 or subch. VIII of ch. 60.

(END)

can't use general prop tax dollars
but can use prop tax \$ for ^{incidental} administrative
costs { including preparing grants & seeking bids }



State of Wisconsin
2003 - 2004 LEGISLATURE

Other

LRB-3903/12

MES:kjf

RMR

2003 BILL

regen

1 AN ACT *to amend* 289.33 (3) (d); and *to create* 59.53 (25) of the statutes;
2 relating to: authorizing counties to build, furnish, and rent housing facilities
3 to county residents.

Analysis by the Legislative Reference Bureau

Under current law, any county with a population of at least 500,000 (currently only Milwaukee County) may build, furnish, and rent housing facilities to residents of the county, and may borrow money or accept grants from the federal government for or in support of any such projects. Milwaukee County may also enter into contracts, mortgages, leases, or other agreements that the federal government may require as part of such projects. Current law authorizes Milwaukee County to do anything that is necessary to secure the financial aid of the federal government in any undertaking in this area, including participating in federal housing programs by providing housing subsidies or allowances.

Current law also authorizes any county to create a housing authority, under the same law that may be used by a city, village, or town, and a city, village, town, or county (political subdivision) may prepare, acquire, and operate housing projects that are approved by the local governing body (common council or village, town or county board). Such a housing authority may also borrow money, issue bonds, and acquire real property by eminent domain. A housing authority may also borrow money or accept grants from the federal government for any housing project that the authority undertakes, and may act in other respects as does Milwaukee County in attempting to secure the financial aid and cooperation of the federal government in this area.

BILL

receive no funding from general property tax revenues, other than for incidental administrative costs.

A housing authority that is created by a political subdivision is a body politic that is an independent entity that is separate and distinct from its creating political subdivision.

Under this bill, any county may, without creating a housing authority, build, furnish, and rent housing facilities to residents of the county and may act in all other respects as Milwaukee County may currently act in the area of housing projects, except that under the bill these housing projects may be undertaken only if they ~~are~~ *are* funded entirely by gifts or federal grants.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

for incidental administrative costs, including preparing grants and seeking bids.

SECTION 1. 59.53 (25) of the statutes is created to read:

59.53 (25) HOUSING FACILITIES. The board may undertake projects to build,

furnish, and rent housing facilities to residents of the county, but only if the projects *receive no funding from general property tax revenues, other than* ~~are funded entirely by gifts to the county or by grants from the federal government,~~

~~and~~ ^{also} the board may take over any federal lands, and to such ends enter into contracts, mortgages, trust indentures, leases, or other agreements that the federal government may require. A board may do anything necessary to secure the financial aid and the cooperation of the federal government in any undertaking by the county that is authorized by this subsection, including providing housing subsidies or allowances by participation in federal government housing programs.

SECTION 2. 289.33 (3) (d) of the statutes is amended to read:

289.33 (3) (d) "Local approval" includes any requirement for a permit, license, authorization, approval, variance or exception or any restriction, condition of approval or other restriction, regulation, requirement or prohibition imposed by a charter ordinance, general ordinance, zoning ordinance, resolution or regulation by a town, city, village, county or special purpose district, including without limitation because of enumeration any ordinance, resolution or regulation adopted under s.

BILL

1 59.03 (2), 59.11 (5), 59.42 (1), 59.48, 59.51 (1) and (2), 59.52 (2), (5), (6), (7), (8), (9),
2 (11), (12), (13), (15), (16), (17), (18), (19), (20), (21), (22), (23), (24), (25), (26) and (27),
3 59.53 (1), (2), (3), (4), (5), (7), (8), (9), (11), (12), (13), (14), (15), (19), (20) ~~and~~, and
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10 61.351, 61.354, 62.11, 62.23, 62.231, 62.234, 66.0101, 66.0415, 87.30, 91.73, 196.58,
11 200.11 (8), 236.45, 281.43 or 349.16 or subch. VIII of ch. 60.

(END)

Barman, Mike

From: Brumm, Dottie
Sent: Tuesday, February 03, 2004 12:30 PM
To: LRB.Legal
Subject: Draft review: LRB 03-3903/2 Topic: Authorizing counties to build, furnish, and rent housing facilities to county residents

It has been requested by <Brumm, Dottie> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 03-3903/2 Topic: Authorizing counties to build, furnish, and rent housing facilities to county residents

ROCK COUNTY, WISCONSIN



Planning, Economic & Community
Development Department
51 South Main Street
Janesville, Wisconsin 53545
Phone: 608-757-5587
Fax: 608-757-5586
Website: www.rockcounty.org

February 3, 2004

TO: Representative Wayne Wood

FROM: Phil Blazkowski, AICP
Rock County Director of Planning,
Economic, and Community Development

RE: LBR-3903/2 County Housing Facilities

Thank you for the opportunity to review a preliminary draft of LBR-3903/2. Your help in addressing County housing programs is paramount and very appreciated.

The addendums I would like to have you add are on the attached Bill. The reasoning behind these recommendations is:

1. County housing programs in Wisconsin are based upon a variety of federal and state grant and loan programs. Subsequently, I would suggest adding "and State" behind each reference to federal government.
2. County housing programs in Wisconsin need to have the enabling legislation to "borrow money or accept grants from the federal and state government in order to aid any project to build, furnish, and rent such housing facilities", which is one of the purposes of this legislation.
3. Borrowed money is paid back out of revenues from the mortgage or rent payments to the County, from the household that have benefited, or from other grants and gifts. If additional language is needed to clarify this point, fine.
4. Under this draft, no county tax base revenues could be used to pay back borrowed funds from the federal and state governments.

BILL

A housing authority that is created by a political subdivision is a body politic that is an independent entity that is separate and distinct from its creating political subdivision.

Under this bill, any county may, without creating a housing authority, build, furnish, and rent housing facilities to residents of the county and may act in all other respects as Milwaukee County may currently act in the area of housing projects, except that under the bill these housing projects may be undertaken only if they receive no funding from general property tax revenues, other than for incidental administrative costs.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 SECTION 1. 59.53 (25) of the statutes is created to read:

2 59.53 (25) HOUSING FACILITIES. The board may undertake projects to build, ^{not in} ^{Rehabilitate}
3 furnish, and rent housing facilities to residents of the county, but only if the projects
4 receive no funding from general property tax revenues, other than for incidental
5 administrative costs, including preparing grants and seeking bids. The board may
6 also take over any federal lands, and to such ends enter into contracts, mortgages,
7 trust indentures, leases, or other agreements that the federal ^{and state} government may
8 require. A board may do anything necessary to secure the financial aid and the
9 cooperation of the federal ^{and state} government in any undertaking by the county that is
10 authorized by this subsection, including providing housing subsidies or allowances
11 by participation in federal ^{and state} government housing programs.

12 SECTION 2. 289.33 (3) (d) of the statutes is amended to read:

13 289.33 (3) (d) "Local approval" includes any requirement for a permit, license,
14 authorization, approval, variance or exception or any restriction, condition of
15 approval or other restriction, regulation, requirement or prohibition imposed by a
16 charter ordinance, general ordinance, zoning ordinance, resolution or regulation by
^{and state} borrow money or accept
4 grants from the federal government for or in aid of any project to build, furnish, and
5 rent such housing facilities.



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-3903/2

MES:kj/

3
FMR

2003 BILL

now

repeal

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For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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SECTION 2. 289.33 (3) (d) of the statutes is amended to read:

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1 a town, city, village, county or special purpose district, including without limitation
2 because of enumeration any ordinance, resolution or regulation adopted under s.
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13 200.11 (8), 236.45, 281.43 or 349.16 or subch. VIII of ch. 60.

(END)